

RAUL GALVAN,
Plaintiff,

v.

STEPHEN SPAULDING, WARDEN,
Defendant.

Civil Action No.
19-11100-NMG

GORTON, J.

On June 4, 2019, Galvan was ordered to (1) file a complaint and (2) pay the \$400 filing and administrative fees or file a motion for leave to proceed in forma pauperis with a six-month certified prison account statement. See Docket No. 3.

To date, Galvan has not responded to the court's order and the time to do so has expired. It is a long-established principle that this Court has the authority to dismiss an action sua sponte for a party's failure to prosecute his action and his failure to follow the court's orders. Fed. R. Civ. P. 41(b). Here, dismissal

is appropriate because without plaintiff's active participation, the court cannot effect the advancement of the case to a resolution on the merits.

Accordingly, for the failure to comply with the June 4, 2019 Memorandum and Order, this action is hereby dismissed without prejudice.

So ordered.

/s/ Nathaniel M. Gorton
Nathaniel M. Gorton
United States District Judge

Dated: July 11, 2019